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SINGLE BENCH

IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR

WRIT PETITION No. 4013 /2005

PETITIONER

Smt. Anima Tirki, W/o. Shri Prem Sai Tirki, Aged about 35 years, Occupation - Service, R/o. Bhilaikhurd Bario Dhaurpur, Block Lundra Distt.Surguja (C.G.)

P.R.No. 4113/25 Presented by Shri Ashwini Shukla dated 12/12/25

VERSUS

RESPONDENTS

1. State of Chhattisgarh, Through the Secretary & Ministry of S.T. & S.C. Development Department, D.K.S Bhawan, Raipur (C.G.).

2. The Assistant Commissioner Tribal Development Department, Ambikapur, Distt.Surguja (C.G.)

3. The Block Education Officer, Block Lundra, District Surguja (C.G.)

4. The Chief Executive Officer, District Panchayat Tribal Welfare Department Ambikapur District Surguja, (C.G.)

शपथ आयुक्त बिलासपुर (छ.ग.) बिलासपुर तहसील क्षेत्र

RECEIVED COPY 17/12/25 CLERK to A. G. BILASPUR

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA

(24)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक W.P. No. 4013/ **सन् 2005**

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
—	**21.09.2005** Mr. Ashok Shukla, learned counsel for the petitioner. Mr. Vivek Sharma, learned Panel Lawyer for the State of Chhattisgarh. Heard. The petitioner is working as Assistant Teacher at Dhaurpur Girls High School. She was transferred on 28.02.2004 (Annexure P-2) from Primary School, Jory, Block Lundra to Girls High School, Dhaurpur, District Sarguja. After a year, the petitioner has again been transferred on 06.07.2005 (Annexure P-4) from Girls High School, Dhaurpur to Girls Ashram, Jory at the post of Superintendent. Learned counsel for the petitioner submits that the Superintendent and Assistant Teacher carry the same pay scale as such no loss of monitory benefits but there is a change of cadre, as Superintendent has to perform administrative function not the teaching and the petitioner was a teacher performing the teaching work. Learned counsel for the respondents submit that both the posts are interchangeable and there is no difference in the pay scale. The petitioner's salary as well as seniority is fully protected. It is further submitted that the order has been passed in the administrative interest and as such this petition be dismissed. Learned counsel for the petitioner next submits that the petitioner be permitted to make a representation before the authorities pointing out her personal difficulties and the respondents	

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XI-HC-78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक ..... W.P. No. 4013/ ..... **सन् 2005**

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश –2–	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
Sarma	be directed to decide the same within a specific period in accordance with merits. Learned counsel appearing for the respondents has no objection to making up a representation. In view of the foregoing, the petition is dismissed with a direction to the authorities to decide the representation of the petitioner, if any, within a period of four weeks from the date of receipt of the representation. The petitioner is allowed to make representation within a period of two weeks, from today. In the meantime, the impugned order dated 06.07.2005 be not given effect to for a period of four weeks from today. Accordingly, the petition stands disposed of. No order as to costs. In view of the above, all pending applications also stand disposed of. **Sd/-** **Satish K. Agnihotri** **Judge**	

25.10.05

27.9.05